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24 UNITED STATES DISTRICT COURT

25 FOR THE CENTRAL DISTRICT OF CALIFORNIA

26 UNITED STATES OF AMERICA,

27 No. CR 17-404 (A)-AB-1

28 Plaintiff,

GOVERNMENT'S EX PARTE APPLICATION
FOR ORDER PERMITTING FILING OF
OVERSIZE SENTENCING POSITION PAPER
FOR DEFENDANT ARLAN HARRELL

v.

29 ARLAN WESLEY HARRELL, et al.,

30 Defendants.

31 Plaintiff United States of America, by and through its counsel
32 of record, the United States Attorney for the Central District of
33 California and Assistant United States Attorney Devon Myers, hereby
34 applies ex parte for an order permitting the government to file an

1 oversized sentencing position paper for defendant Moises Martinez.

2 This ex parte application is based upon the attached declaration
3 of Assistant United States Attorney Devon Myers.

4 Dated: February 4, 2022

Respectfully submitted,

5 TRACY L. WILISON
United States Attorney

6 CHRISTOPHER D. GRIGG
7 Assistant United States Attorney
Chief, National Security Division

9 /s/
10 DEVON MYERS
Assistant United States Attorney

11 Attorneys for Plaintiff
12 UNITED STATES OF AMERICA

DECLARATION OF DEVON MYERS

I, Devon Myers, declare as follows:

1. I am an Assistant United States Attorney ("AUSA") in the United States Attorney's Office for the Central District of California. I am one of the attorneys representing the government in this case.

2. The government respectfully seeks an order of the Court permitting the government to file an oversized Sentencing Position Paper regarding Defendant Arlan Harrell.

3. The sentencing position exceeds the 25-page limit set forth in Local Civil Rule 11-6, applicable generally under Local Criminal Rule 57-1.

4. The government's sentencing position is 37 pages in length and addresses a number of significant issues and a lengthy number of facts that are important for the Court to know to impose a sentence here.

5. Pursuant to Local Rule 11-6, parties may submit oversized briefs upon Court order for good cause shown. Accordingly, the government hereby requests such an order.

6. Defense counsel Kim Savo emailed me that she does not oppose this application.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that this declaration is executed at Los Angeles, California, on February 4, 2022.

Devon Ann Myers
DEVON MYERS